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IN THE UNITED STATES PATENT AND TRADEMARK OFFICE

Application of: Pramod K. Srivastava

Serial No.: 09/657,722

Group Art Unit: 1642

Filed: September 8, 2000

Examiner: G. Bansal

For: PEPTIDES FROM STRESS
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**INFORMATION DISCLOSURE STATEMENT
UNDER 37 C.F.R. §1.56 AND §1.97**

Assistant Commissioner for Patents
Washington, DC 20231

Sir:

In accordance with the duty of disclosure imposed by 37 C.F.R. §1.56 to inform the Patent and Trademark Office of all references coming to the attention of each individual associated with the filing or prosecution of the subject application, which are or may be material to the patentability of any claim of the application, Attorneys for Applicant hereby direct the Examiner's attention to the references AA to FR listed on the attached revised form PTO 1449.

The above identified application claims priority under 35 U.S.C. § 120 to pending U.S. Patent Application Serial No. 09/489,218, filed January 21, 2000, U.S. Patent Application Serial No. 09/061,365, filed April 16, 1998 (now U.S. Patent No. 6,017,554 issued January 25, 2000) and U.S. Patent Application Serial No. 08/315,892 filed September 30, 1994 (now U.S. Patent No. 5,750,119 issued February 12, 1998). Pursuant to 37 C.F.R. § 1.98(d), the Examiner is directed to the file of prior Application Serial No. 08/315,892 for copies of references AI to AM, AQ to BJ, BL to DM and DN to EH. Pursuant to 37 C.F.R. § 1.98(d), the Examiner is directed to the file of prior Application Serial No. 09/061,365 for

copies of references AN to AP and BK. Pursuant to 37 C.F.R. § 1.98(d), the Examiner is directed to the file of prior Application Serial No. 09/489,218 for copies of references AA, AB and AD to AH. However, if the Examiner would prefer, a copy of each of the identified references will be provided. Reference AC, which was made of record in the prosecution history of application Serial No. 09/489,218 while pending as a United States application, is now issued as United States Patent No. 6,168,793, a copy of which is provided herewith. Copies of references DO and EI-FR are submitted herewith.

Applicant respectfully requests that the Examiner review the listed references and that the references be made of record in the file history of the application. While not to be construed as indicating that the Examiner should not review and consider fully all the listed references, Attorneys for Applicant particularly direct the Examiner's attention to references AQ, AY, BG, BO, BY, CB, CM, CN, DL, DU, and EE, which were cited by an Examiner in an office action for patent application Serial No. 08/315,892 filed September 30, 1994 (now U.S. Patent No. 5,750,119 issued February 12, 1998), or in a Search Report for a foreign application that is a counterpart to patent application Serial No. 08/315,892 filed September 30, 1994 (now U.S. Patent No. 5,750,119 issued February 12, 1998). The Examiner's attention is also particularly directed to references DK, DP, FP, FQ, and FR. For FP, FQ, and FR, copies of the respective applications as filed and claims as pending are provided.


Identification of the above-listed references is not to be construed as an admission of Applicant or Attorneys for Applicant that such references are available as "prior art" against the subject application. Consequently, Applicant respectfully declines to use form PTO-1449, since that form identifies all of the references cited therein as "Prior Art." As an alternative, Applicant submits herewith a "revised form PTO 1449" entitled "List of References Cited by Applicant".

Applicant requests that the Examiner review all the references identified on the attached revised PTO Form 1449, and that they be made of record in the file history of the above-identified application.

Pursuant to 37 C.F.R. § 1.97(b)(3), since this Information Disclosure Statement is being filed before the mailing date of a first Office Action on the merits, Applicant estimates that no fee is required. However, should the Patent and Trademark Office determine that a fee is required, please charge the required fee to Pennie & Edmonds LLP Deposit Account No. 16-1150; a duplicate sheet is enclosed for accounting purposes.

Respectfully submitted,

Date: April 26, 2001

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